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1 may be considered a waiver of a party's right to *de novo* consideration of the issues. *See*  
2 *United States v. Reyna-Tapia* 328 F.3d 1114, 1121 (9<sup>th</sup> Cir. 2003) (*en banc*).

3 After a complete and independent review of the issues presented, the Court finds itself  
4 in agreement with the Report and Recommendation of the Magistrate Judge.

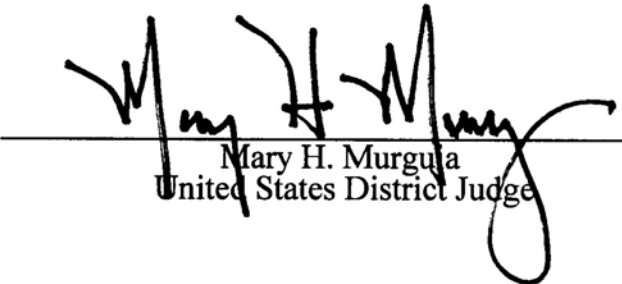
5 IT IS ORDERED adopting the Report and Recommendation of the Magistrate Judge  
6 as the order of this Court [doc. 19].

7 IT IS FURTHER ORDERED that the Petition for Writ of Habeas Corpus is dismissed  
8 with prejudice [doc. 1].

9 IT IS FURTHER ORDERED directing the Clerk to enter judgment accordingly.

10 DATED this 17<sup>th</sup> day of March, 2009.

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Mary H. Murgula  
United States District Judge